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**4) Agent:** **VIKSNINS, Ann, S.**; Schwegman, Lundberg,  
Woessner & Kluth, P.O. Box 2938, Minneapolis, MN  
55402 (US).

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**(71) Applicant (for all designated States except US): THE REGENTS OF THE UNIVERSITY OF CALIFORNIA [US/US]; 12th Floor, 1111 Franklin Street, Oakland, CA 94607-5200 (US).**

**(72) Inventors; and**

**(75) Inventors/Applicants (for US only): SCHMIDT, Robert, J. [US/US]; 12504 Caminito Mira Del Mar, San Diego, CA 92130 (US). MOOSE, Stephen, P. [US/US]; P.O. Box 121, Bondville, IL 61815 (US). VICENTE-CARBAJOSA, Jesus [ES/ES]; Ventura Rodriguez, 3-5D, E-28008 Madrid (ES).**

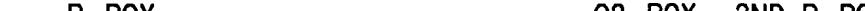
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(54) Title: TRANSGENIC MAIZE COMPRISING RECOMBINANT PBF GENES

5' CACATGTGAAAGGTGAAGAGATCATGCATGTCATTCCACGTAGATGAAAAGAATTCT-3'  


**(57) Abstract:** The invention provides fertile transgenic maize plant comprising a recombinant PBF gene that is expressed so as to increase the methionine and/or lysine content of the seeds of said plant over said content in the seeds of the corresponding plant that lacks said gene, wherein said corresponding plant was used to prepare said transgenic plant, or an ancestor of said transgenic plant.

**TRANSGENIC MAIZE COMPRISING RECOMBINANT PBF GENES**

Human food and animal feed derived from many grains are deficient in a number of the ten essential amino acids which are required in the animal diet.

5 Of importance in improving food or feed value of the cereal grain crops is the ability to manipulate genes encoding proteins that contain high levels of essential amino acids. For example, to be nutritionally adequate and support optimal growth of chickens, corn-soybean meal poultry feed is generally supplemented with synthetic methionine or a methionine analog. The development of lines of

10 corn which supply higher levels of methionine can reduce the need for methionine supplements.

Lysine, an amino acid essential in the diets of humans and monogastric animals, is among the three most limiting amino acids in most of the staple crops, the cereals in particular. Consequently, grain-based diets must be

15 supplemented with synthetic lysine or with lysine-containing oil-seed protein meals. Further, since most oilseed meals are themselves inadequate lysine sources, balancing the feed mixture for lysine frequently results in meals which are too high in other, less desirable nutrients. Therefore, a method to increase the lysine content of either the cereal grains or the oilseed crops of both would

20 result in significant added nutritional value, as well as a significant cost savings to end users such as the swine and poultry producers.

Plant breeders have long been interested in using naturally occurring variations to improve protein quality and quantity in crop plants. Maize lines containing higher than normal levels of lysine (70%) have been identified (Mertz et al., *Science*, 145, 279 (1964); Mertz et al., *Science*, 150, 1469 (1965)). However, these lines which incorporate a mutant gene, opaque-2, exhibit poor agronomic qualities, such as reduction in yield, slower drying and increased storage problems, and thus are not commercially useful (Deutscher, *Adv. Exp. Medicine and Biology*, 105, 281 (1978)). Quality Protein Maize (QPM) bred at

25 CIMMYT using the opaque-2 and sugary-2 genes and associated modifiers has a hard endosperm and enriched levels of lysine and tryptophan in the kernels (S. K. Vasal et al., *Proceedings of the 3rd seed protein symposium*, Gatersleben, Aug. 31 - Sep. 2, 1983). However, the gene pools represented in the QPM lines are tropical and subtropical. Quality Protein Maize is a genetically complex trait

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and the existing lines are not easily adapted to the dent germplasm in use in the United States, thus preventing the adoption of QPM by corn breeders.

The amino acid content of seeds is determined primarily (90-99%) by the amino acid composition of the proteins in the seed and to a lesser extent (1-10%) 5 by the free amino acid pools. The quantity of total protein in seeds varies from about 10% of the dry weight in cereals to 20-40% of the dry weight of legumes. Much of the protein-bound amino acids is contained in the seed storage proteins which are synthesized during seed development and which serve as a major nutrient reserve following germination. In many seeds the storage proteins 10 account for 50% or more of the total protein.

To improve the amino acid composition of seeds, genetic engineering technology is being used to isolate, and express genes for storage proteins in transgenic plants. For example, a gene from Brazil nut for a seed 2S albumin composed of 26% sulfur-containing amino acids has been isolated and expressed 15 in the seeds of transformed tobacco under the control of the regulatory sequences from a bean phaseolin storage protein gene. The accumulation of the sulfur-rich protein in the tobacco seeds resulted in an up to 30% increase in the level of methionine in the seeds (Altenbach et al., Plant Mol. Biol., 13, 513 (1989)). However, the potential for allergic reactions in humans exposed to this 20 heterologous protein has limited use of this approach.

The *E. coli* dapA gene encodes a DHDPS enzyme that is about 20-fold less sensitive to inhibition by lysine than a typical plant DHDPS enzyme, e.g., wheat germ DHDPS. The *E. coli* dapA gene has been linked to the 35S promoter of Cauliflower Mosaic Virus and a plant chloroplast transit sequence. 25 The chimeric gene was introduced into tobacco cells via transformation and shown to cause a substantial increase in free lysine levels in leaves (Glassman et al., U.S. Pat. No. 5,258,300; Shaul et al., Plant Jour., 2, 203 (1992); Galili et al., EPO Patent Appl. 91119328.2 (1992)).

The 10 kD-zein storage protein is produced in the endosperm of the 30 maize kernel and contains extremely high levels of methionine (22.5%). It is encoded by the Zps10/(22) gene (M. S. Benner et al., Theor. Appl. Genet., 78, 761 (1989). Thus, increased expression of this gene can be used to increase the methionine content of corn. Introduction of exogenous genes into monocots

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such as the cereal plants has proven to be scientifically more challenging than the transformation of dicots. Lundquist et al. (U.S. Pat. No. 5,508,468) disclose production of transgenic maize expressing the maize 10 kD-zein gene by microprojectile bombardment of regenerable maize cells with a chimeric  
5 construct comprising the coding region of this gene. However, from a practical standpoint, approaches based on increasing the total protein content of maize are limited by the nitrogen requirements, cost and lower productivity, and the actual pathogen resistance and hardiness of the resulting high protein variants.

Therefore, a need exists for methods to selectively increase the content of  
10 amino acids such as by increasing high methionine or high lysine proteins in maize and other cereal (monocot) plants.

#### **SUMMARY OF THE INVENTION**

The present invention provides a transgenic monocot plant, such as a  
15 maize plant comprising an isolated DNA sequence, preferably operably linked to a constitutive promoter, which is expressed to yield a prolamin box binding factor peptide (PBF), or a subunit thereof, so as to elevate the level of a preselected amino acid, such as lysine and/or methionine, in the seed of the plant. The PBF or PBF subunit can bind to the promoter regions of seed storage  
20 protein genes, such as the 22-kD  $\alpha$ -zein and 27-kD  $\gamma$ -zein maize genes, so as to enhance the production of  $\gamma$ -zein, and lower the production of  $\alpha$ -zein. In the case of maize, this binding increases the methionine and/or the lysine content of the seeds of said plant over the content in the seeds of the corresponding untransformed (native) maize plant. This beneficial alteration can occur without  
25 substantially altering the total protein content of the seed, which can be deleterious to other agronomic characteristics of the transgenic plant. The transgenic maize plants of the present invention include the progeny of the F1 generation transgenic plants and their plant parts, including seeds, leaves, pollen, and the like.

30 The term "corresponding untransformed plant" refers to a plant of a similar genetic background that lacks the transgene, e.g., the plant that was used as "starting material" to prepare the transgenic plant or a transgenic ancestor of the transgenic plant.

The PBF protein is a novel endosperm-specific, cys2-cys2 zinc finger-type DNA binding protein of the DOF family. It forms protein-protein contacts with the regulatory gene product Opaque-2 (O2) and binds a promoter element (the prolamine box) located two helical turns upstream of the O2 binding site in 5 zein gene promoters. The prolamine box (P-box) has the sequence 5'-TGTAAAG-3'. It has long been implicated as an important *cis*-regulating element in prolamine storage protein genes of all cereals, such as oats, rice, wheat, millet, barley and sorghum, as well as maize, due to its conservation in both sequence and position among prolamine gene promoters. Such binding 10 sites are characterized by an AAAG core . The preferred binding site for PBF is 5'-NTAAAG-3', but it will also bind to 5'-NAAAAG-3', albeit less strongly. The preferred site is present in the P-box, but the second (less strongly bound site) site is present just 3' of the O2-box, as shown in Figure 1. Such binding sites are both characterized by an AAAG core. See S. Yanagisawa et al., Plant 15 L, 17, 209 (1999).

Using maize endosperm-derived suspension cells in transient assays of 22 kD-zein gene activation, a requirement for both the P-box and O2-box sequences for O2-dependent activation of the 22 kD zein gene promoter has been demonstrated. In this system, it has been shown that O2 activates the promoter 20 by specific binding at the O2-box, but it is dependent on the presence of the P-box (presumably due to the binding of PBF to this site). Surprisingly, in this same system overexpression of PBF inhibits O2-dependent activation of the 22-kD zein promoter. This is inconsistent with the earlier observation that the P-box sequence was essential for high levels of promoter activity.

Overexpression of the maize PBF gene in maize endosperm results in up-regulation of the 27-kD ( $\gamma$ -zein) promoter while simultaneously down-regulating expression of the 22-kD ( $\alpha$ -zein) promoters. Considering that in normal maize the  $\alpha$ -zein represents about 70% of the total zein protein while  $\gamma$ -zein is only about 10%, up-regulation of  $\gamma$ -zein while simultaneously repressing expression 30 of the  $\alpha$ -zein can lead to a dramatic shift in the relative abundance of these different zein proteins. Since the  $\gamma$ -zein has a sulfur-containing amino acid content that is 3X greater than that of  $\alpha$ -zein, and since reduced  $\alpha$ -zein results in

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an overall increased seed lysine content, this can result in a significant improvement in the quality of the endosperm protein in maize.

The present invention thus also provides a method for preparing a transgenic monocot plant comprising a recombinant Dof gene, such as the PBF gene, that is expressed so as to alter the seed storage protein profile and, thus, the amino acid profile, e.g., to increase the methionine and/or lysine content of the seeds of said transgenic plant over said content in the seeds of the corresponding plant that lacks said gene. For example, the method comprises introducing into regenerable monocot cells, an isolated DNA sequence comprising a PBF gene operably linked to a promoter functional in said cells, and regenerating fertile transgenic plants from said cells, wherein the cells of said plant express a PBF peptide that alters the profile of seed storage proteins, e.g., that enhances the production of  $\gamma$ -zein and lowers the production of  $\alpha$ -zein in maize, or that activates hordein gene expression in barley or glutenin expression in wheat. The transgene is heritable in that it can be transmitted to progeny plants via normal sexual reproduction, and introduced into hybrid or inbred lines by conventional plant breeding techniques, so as to improve the amino acid profile of subsequent generations.

Finally, the promoter of the methionine-rich 15-kD zein (16% sulfur-containing amino acids) contains the highly conserved P-box site and can be positively activated by a transgene expressing PBF. Therefore, the present invention also provides transgenic maize over expressing PBF that can yield seeds with a further incremented increased methionine content due to elevated levels of 15-kD zein.

25

#### **BRIEF DESCRIPTION OF THE FIGURES**

Figure 1 is the sequence of a portion of the 22-kD  $\alpha$ -zein gene promoter from position -330 to -274 relative to the initiation codon. The location of the P-box (PBF-binding site), O-2 box (O2 binding site) and lower capacity PBF binding site (2d P-box site) are underlined.

Figure 2 depicts the alignment of cereal seed storage protein gene promoters in the region of the P-box sequence element. The location of each P-box element is given in nucleotides upstream of the translation start codon.

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GenBank accession numbers for the different promoter sequences are in parentheses: 22-kDa zein (X55722), 19-kDa zein (V01472), 15-kDa zein (M13507), 27-kDa zein (X58197), 10-kDa zein (M23537),  $\alpha$ -coixin (X63113),  $\gamma$ -kafirin (X62480), B-hordein (X87232), C-hordein (M36941),  $\gamma$ -hordein 5 (M36378), D-hordein (X84368),  $\alpha$ -gliadin (K03076), LMW glutenin (X07747), HMW glutenin (X12929),  $\omega$ -secalin (X60295), avenin (J05486), and GluB glutelin (X54193).

Figure 3 depicts alignment of Dof peptide domains encoded by maize (PBF, MNF1a (B. Zhang et al., *Plant Cell*, 7, 2241 (1995)), ZMDOF2 (T. Quayle 10 et al., *Mol. Gen. Genet.*, 23, 369 (1992)), ZMDOF3 (T. Quayle et al., *Mol. Gen. Genet.*, 23, 369 (1992)), *Arabidopsis* (OBP1) (S. Yanagisawa, *Trends Plant Sci.*, 1, 213 (1996)), and tobacco (NTBBF1) (De Paolis et al., *Plant J.*, 10, 215 (1996)) genes. (\*) indicate amino acid identity to PBF. Uppercase letters indicate conservative substitutions, whereas lowercase letters denote nonconservative 15 substitutions. The Dof domain is located at the amino terminus for each of these proteins. The regions corresponding to the primer sequences used in the reverse transcriptase-PCR amplification of the PBF cDNA are underlined with arrows.

Figure 4(a) is a diagrammatic structure of the reporter and effector constructs used in the study of BPBF transactivation of a B-hordein promoter 20 through interaction with the P-box element. The pBhor construct contains 560 bp of upstream sequences of the *Hor2-184* gene. pBhor\* differs from pBhor in the two indicated nucleotide substitutions at the -300 P-box motif. The effector genes were under the control of the CaMV35S promoter followed by the first intron of the maize *Adh1* gene. pBPBF contains the whole barley *Pbf* cDNA. In 25 pBPBF\*, the codon for Cys at position 41 in BPBF was mutated to encode a Ser. in all constructs, the *nos* 3' sequences were included. Figure 4(b) is a graph depicting reporter gene activity following bombardment with the constructs of Fig. 4(a). Isolated developing barley endosperms (approximately 18 d.a.p.) were transfected by particle bombardment with the indicated combinations of reporter 30 and effector plasmids at a 1:1 molar ratio. (-) indicates the absence of the effector pBPBF.  $\beta$ -Glucuronidase activity (GUS) as detected by histochemical staining and subsequent counting of blue dots per endosperm. Column height represents the mean value of three independent experiments. Bars indicate

standard errors. In each experiment involving the pBhor plasmid as reporter, sets of five endosperms were bombarded and four replicates were done, while two replicates were performed for the experiments involving pBhor\*.

5

## DETAILED DESCRIPTION OF THE INVENTION

### A. Introduction

The prolamin seed storage proteins of maize, named zeins, are encoded by five distinct classes of genes that are distinguished by the molecular mass of their protein products (reviewed in G. A. Thompson et al., *BioEssays*, 10, 108 10 (1984)). Zein gene mRNA and protein expression are limited to the endosperm and coordinately regulated in a temporal fashion, beginning between 8 and 10 days after pollination (DAP), peaking at 16 DAP, and continuing throughout seed development. Though cereal seed storage proteins are the primary source of proteins in human diets worldwide and have long been the subject of intense 15 scientific study, our understanding of the molecular mechanisms regulating their expression is limited. Much of what is known about this process in maize is based on the molecular, genetic, and biochemical analysis of the *opaque2* locus. This work has demonstrated that the *Opaque2* (O2) gene encodes a basic leucine zipper (bZIP) transcription factor that binds to a promoter element in the 22-kDa 20 class of zein genes to activate their expression. See, e.g., R. J. Schmidt et al., *PNAS USA*, 87, 46 (1990); H. Hastings et al., *EMBO J.*, 8, 2795 (1989); R. J. Schmidt et al., *Plant Cell*, 4, 689 (1992); T. Veda et al., *Plant Cell*, 4, 701 (1992).

The primary effect of the *opaque2* mutation is a reduction in the transcription of a specific subset of zein genes. This leads to a corresponding 25 decrease in 22-kDa, and to a lesser extent, 15-kDa zein protein compared with wild type. Consistent with these phenotypic effects, only the 22- and 15-kDa zein gene promoters contain O2 binding sites. Therefore, additional regulatory factors and promoter elements must mediate the coordinate activation of all classes of zein genes during endosperm development.

30

The prolamin box (P-box) is a good candidate for such a *cis*-acting regulatory element, because it is present within the promoters of all zein genes as well as many storage protein genes from related cereals (Figure 2). The P-box was initially identified on the basis of both its highly conserved nucleotide

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sequence (5'-TGTAAAG-3') and position (-300 region) relative to the translation start codon of prolamin genes (B. G. Forde et al., *Nucl. Acids Res.*, 13, 7327 (1987); J. W. S. Brown et al., *Eur. J. Cell Biol.*, 42, 161 (1986)). Uncharacterized endosperm nuclear factors have been shown to bind the P-box 5 present in the 19-, 22- and 27-kDa zein gene promoters (V.-G. Maier et al., *EMBO J.*, 6, 17 (1987); T. Veda et al., *Mol. Cell. Biol.*, 14, 1994)). Further analysis of these protein-DNA interactions indicate that they may be specific to the endosperm. Transient expression assays of zein gene promoter activity in maize endosperm suspension culture cells suggest that the P-box plays a positive 10 role in the coordinate activation of zein gene expression during endosperm development. T. Veda et al., cited above; T. Quayle et al., *Mol. Gen. Genet.*, 231, 369 (1992). Interestingly, the P-box in the 22-kDa zein gene promoter lies just 20 nucleotides upstream of the binding site for O2, suggesting that O2 may interact with factors binding the P-box to activate 22-kDa zein gene expression 15 (R. J. Schmidt et al., *Plant Cell*, 4, 689 (1992)).

B. DNA Sequences Encoding PBF Peptides

The endosperm-specific maize cDNA (the PBF gene) that encodes prolamin box binding factor peptide, PBF, has been cloned. PBF forms protein-protein contacts *in vitro* with O2, but not with the related maize bZIP protein 20 OHP1. This indicates that PBF represents the P-box binding activity observed in maize endosperm nuclei, and that specific protein-protein interactions between PBF and O2 are important in the regulation of 22-kDa zein gene expression.

Considering the conserved sequence and position of the P-box among cereal storage protein genes, it is likely that homologous proteins exist in the 25 endosperm of other cereals. The cloning of the maize PBF gene will thus facilitate the isolation of corresponding genes in other important grain crops, by methods corresponding to those set forth below, such as by reverse transcriptase-PCR.

PBF cDNA expressed in *E. coli* was found to produce a peptide that 30 binds to the P-box with the same sequence specificity as the factor identified in maize endosperm. Extensive screening at reduced stringency of the starting maize endosperm cDNA library with the initial reverse transcriptase-PCR product or the cloned PBF cDNA resulted in the isolation of only PBF cDNAs.

This indicates that PBF is at least the most abundant, and probably the only, Dof protein gene expressed at significant levels in maize endosperm.

Endosperm nuclear factors that bind the P-box promoter element were one of the first protein-DNA interactions identified in plants. See, V.-G. Maier et al., *EMBO J.*, 6, 17 (1987). However, extensive screens to identify P-box binding proteins from endosperm cDNA expression libraries with labeled P-box probes were unsuccessful. A probable explanation for the failure to identify PBF by this method is the presence of an in-frame stop codon 18-bp upstream of the ATG initiation codon. The position of this stop codon, coupled with the amino-terminal location of the Dof domain within PBF, would greatly reduce the probability of obtaining a cDNA insert that would produce both an in-frame fusion protein and still contain a functional Dof DNA-binding domain.

The association between PBF peptide and O2 observed *in vitro* represents an important functional interaction *in vivo*. This is supported by the fact that O2 and PBF are coexpressed specifically in endosperm tissue and exhibit identical patterns of temporal accumulation during endosperm development. Additionally, PBF failed to interact with OHP1, a bZIP factor that is related to and capable of forming heterodimers with O2, but does not activate 22-kDa zein gene expression.

Further evidence for a functional interaction between PBF and O2 comes from transient expression assays of zein promoter/reporter constructs in maize endosperm suspension culture cells. It previously has been shown that 22-kDa zein promoter activity is enhanced on average 5- to 10-fold in response to O2 expressed from an effector plasmid. It has been determined that deletion of the entire P-box element or specific substitutions in the 5'-AAAG-3' sequence motif (to AgAc) greatly reduce the ability of O2 to transactivate the 22-kDa zein gene promoter. These results indicate that the binding of PBF to the P-box is required for O2-dependent activation of reporter gene expression. Similar interactions have been proposed for nuclear factors that bind the P-box and a neighboring bZIP consensus sequence from the wheat glutenin and barley C-hordein storage protein genes.

The early analysis of both 22-kDa and 27-kDa zein gene promoter activity in transient expression assays with endosperm culture cells suggests that

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factors binding the P-box participate in the coordinate activation of zein genes during endosperm development. At least three observations regarding PBF and the P-box support this view: (i) PBF mRNA is specific to the endosperm and accumulates immediately before the activation of zein gene expression, (ii), PBF  
5 specifically interacts with O2, a known activator of zein gene expression, and (iii) the P-box is required for the O2-dependent transactivation of the 22-kDa zein gene promoter in transient expression assays.

One mechanism for PBF action may be the stimulation of O2 binding to its target sites in 22- and 15-kDa zein gene promoters. The *Arabidopsis* Dof  
10 protein OBP1 significantly stimulates the binding of OBF bZIP proteins to the CaMV-35S and *GST6* promoters. Because the promoters of the other classes of zein genes lack an O2 binding site, PBF alone may be sufficient to drive their expression, or alternatively PBF may interact with other transcription factors in addition to O2 to coordinately regulate expression of all zein genes.

15 Mutations in the PBF gene can be obtained through a reverse genetics approach. See, M. Mena et al., *Science*, 274, 1537 (1996); R. J. Benson et al., *Plant Cell*, 7, 75 (1995). Also, information relating to the PBF gene DNA sequence, the PBF amino acid sequence and the sequence of other PBF proteins will enable the preparation of cDNA encoding PBF or subunits thereof from  
20 other monocot species. For example, a cDNA encoding the barley homolog of maize PBF has been cloned. The barley PBF was found to positively activate the endosperm-specific  $\beta$ -hordein protein promoter via interaction with a prolamin box. M. Mena et al., *Plant J.*, 16, 57 (1998).

Analogs of PBF-encoding DNA that encode PBF mutants that retain or  
25 comprise an altered highly conserved Dof 52-amino acid DNA-binding domain, can also be prepared and expressed in monocots, and can yield more selective or tight promoter binding. The CX<sub>2</sub>CX<sub>21</sub>CX<sub>2</sub>C motif, wherein X is an amino acid residue, in the Dof domain may form a single zinc finger that is essential for recognition. Also, disruption of DNA binding has been identified in other  
30 mutant Dof proteins bearing substituents in the cysteine (C) residue, and by metal chelators that can disrupt zinc coordination. See W. Chen et al., *Plant J.*, 10, 955 (1996); S. Yanagisawa, *Nucl. Acid. Res.*, 23, 3403 (1995).

C. Optional Sequences for Expression Cassettes

1. Promoters

Preferably, the preselected isolated DNA sequences employed in the invention are operably linked to promoters, which provide for expression of the

5 preselected DNA sequence, e.g., as a native PBF or a subunit or mutation (variant) thereof. The promoter is preferably a promoter functional in plants and/or seeds, and more preferably a promoter functional during maize seed development. A preselected DNA sequence is operably linked to the promoter when it is located downstream from the promoter, to form an expression cassette.

10 Most endogenous genes have regions of DNA that are known as promoters, which regulate gene expression. Promoter regions are typically found in the flanking DNA upstream from the coding sequence in both prokaryotic and eukaryotic cells. A promoter sequence provides for regulation of transcription of the downstream gene sequence and typically includes from

15 about 50 to about 2,000 nucleotide base pairs. Promoter sequences also contain regulatory sequences such as enhancer sequences that can influence the level of gene expression. Some isolated promoter sequences can provide for gene expression of heterologous DNAs, that is a DNA different from the native or homologous DNA.

20 Promoter sequences are also known to be strong or weak, or inducible. A strong promoter provides for a high level of gene expression, whereas a weak promoter provides for a very low level of gene expression. An inducible promoter is a promoter that provides for the turning on and off of gene expression in response to an exogenously added agent, or to an environmental or

25 developmental stimulus. Promoters can also provide for tissue specific or developmental regulation. An isolated promoter sequence that is a strong promoter for heterologous DNAs is advantageous because it provides for a sufficient level of gene expression to allow for easy detection and selection of transformed cells and provides for a high level of gene expression when desired.

30 Preferred expression cassettes will generally include, but are not limited to, a plant promoter such as the CaMV 35S promoter, or others such as CaMV 19S, *nos*; Adh, sucrose synthase,  $\alpha$ -tubulin, ubiquitin, actin, *cab*, PEPCase or those associated with the R gene complex. Further suitable promoters include

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cauliflower mosaic virus promoter, the Z10 promoter from a gene encoding a 10 kD zein protein, a Z27 promoter from a gene encoding a 27 kD zein protein, inducible promoters, such as the light inducible promoter derived from the pea *rbcS* gene and the actin promoter from rice; seed specific promoters, such as the 5 phaseolin promoter from beans, may also be used. The especially preferred promoter is functional during plant seed development. Other promoters useful in the practice of the invention are known to those of skill in the art.

Alternatively, novel tissue-specific promoter sequences may be employed in the practice of the present invention. cDNA clones from a particular tissue are 10 isolated and those clones which are expressed specifically in that tissue are identified, for example, using Northern blotting. Preferably, the gene isolated is not present in a high copy number, but is relatively abundant in specific tissues. The promoter and control elements of corresponding genomic clones can then be localized using techniques well known to those of skill in the art.

15 A preselected DNA sequence can be combined with the promoter by standard methods to yield an expression cassette. Briefly, a plasmid containing a promoter such as the 35S CaMV promoter can be constructed or obtained from Clontech Lab in Palo Alto, California (e.g., pBI121 or pBI221). Typically, these plasmids are constructed to have multiple cloning sites having specificity for 20 different restriction enzymes downstream from the promoter. The preselected DNA sequence can be subcloned downstream from the promoter using restriction enzymes and positioned to ensure that the DNA is inserted in proper orientation with respect to the promoter so that the DNA can be expressed as sense or antisense RNA. Once the preselected DNA sequence is operably linked 25 to a promoter, the expression cassette so formed can be subcloned into a plasmid or other vector. Once the preselected sense DNA sequence is obtained, all or a portion of the DNA sequence can be subcloned into an expression vector (see below) in the opposite orientation (i.e., 3' to 5'). The preselected DNA sequence is subcloned downstream from a promoter to form an expression cassette.

30 In a preferred embodiment, a cDNA clone encoding a PBF or functional subunit or variant is isolated from maize endosperm tissue. This expression cassette can then be subcloned into a vector suitable for transformation of plant cells.

## 2. Targeting Sequences

Additionally, expression cassettes can be constructed and employed to target the product of the preselected DNA sequence or segment to an intracellular compartment within plant cells or to direct a protein to the

5 extracellular environment. This can generally be achieved by joining a DNA sequence encoding a transit or signal peptide sequence to the coding sequence of the preselected DNA sequence. The resultant transit, or signal, peptide will transport the protein to a particular intracellular, or extracellular destination, respectively, and can then be post-translationally removed. Transit peptides act

10 by facilitating the transport of proteins through intracellular membranes, e.g., vacuole, vesicle, plastid and mitochondrial membranes, whereas signal peptides direct proteins through the extracellular membrane. By facilitating transport of the protein into compartments inside or outside the cell, these sequences can increase the accumulation of a particular gene product in a particular location.

15 For example, see U.S. Patent No. 5,258,300.

## 3. 3' Sequences

When the expression cassette is to be introduced into a plant cell, the expression cassette can also optionally include 3' nontranslated plant regulatory DNA sequences that act as a signal to terminate transcription and allow for the

20 polyadenylation of the resultant mRNA. The 3' nontranslated regulatory DNA sequence preferably includes from about 300 to 1,000 nucleotide base pairs and contains plant transcriptional and translational termination sequences. Preferred 3' elements are derived from those from the nopaline synthase gene of *Agrobacterium tumefaciens*, the terminator for the T7 transcript from the

25 octopine synthase gene of *Agrobacterium tumefaciens*, and the 3' end of the protease inhibitor I or II genes from potato or tomato, although other 3' elements known to those of skill in the art can also be employed. These 3' nontranslated regulatory sequences can be obtained as described in An (1987) or are already present in plasmids available from commercial sources such as Clontech, Palo

30 Alto, California. The 3' nontranslated regulatory sequences can be operably linked to the 3' terminus of the preselected DNA sequence by standard methods.

4. Selectable and Screenable Marker Sequences

In order to improve the ability to identify transformants, one may desire to employ a selectable or screenable marker gene as, or in addition to, the expressible preselected DNA sequence or segment. "Marker genes" are genes  
5 that impart a distinct phenotype to cells expressing the marker gene and thus allow such transformed cells to be distinguished from cells that do not have the marker. Such genes may encode either a selectable or screenable marker, depending on whether the marker confers a trait which one can 'select' for by chemical means, i.e., through the use of a selective agent (e.g., a herbicide,  
10 antibiotic, or the like), or whether it is simply a trait that one can identify through observation or testing, i.e., by 'screening' (e.g., the R-locus trait). Of course, many examples of suitable marker genes are known to the art and can be employed in the practice of the invention.

Elements of the present disclosure are exemplified in detail through the  
15 use of particular marker genes. However in light of this disclosure, numerous other possible selectable and/or screenable marker genes will be apparent to those of skill in the art in addition to the one set forth herein below. Therefore, it will be understood that the following discussion is exemplary rather than exhaustive. In light of the techniques disclosed herein and the general  
20 recombinant techniques which are known in the art, the present invention renders possible the introduction of any gene, including marker genes, into a recipient cell to generate a transformed plant cell, e.g., a monocot cell.

Possible selectable markers for use in connection with the present invention include, but are not limited to, a *neo* gene which codes for kanamycin  
25 resistance and can be selected for using kanamycin, G418, and the like; a *bar* gene which codes for bialaphos resistance; a gene which encodes an altered EPSP synthase protein thus conferring glyphosate resistance; a nitrilase gene such as *bxn* from *Klebsiella ozaenae* which confers resistance to bromoxynil; a mutant acetolactate synthase gene (ALS) which confers resistance to  
30 imidazolinone, sulfonylurea or other ALS-inhibiting chemicals (European Patent Application 154,204); a methotrexate-resistant DHFR gene; a dalapon dehalogenase gene that confers resistance to the herbicide dalapon; or a mutated anthranilate synthase gene that confers resistance to 5-methyl tryptophan. Where

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- a mutant EPSP synthase gene is employed, additional benefit may be realized through the incorporation of a suitable chloroplast transit peptide, CTP (European Patent Application 0 218 571, 1987). An illustrative embodiment of a selectable marker gene capable of being used in systems to select transformants
- 5 is the genes that encode the enzyme phosphinothricin acetyltransferase, such as the *bar* gene from *Streptomyces hygroscopicus* or the *pat* gene from *Streptomyces viridochromogenes* (U.S. Patent No. 5,550,318, which is incorporated by reference herein).

Screenable markers that may be employed include, but are not limited to,

10 a  $\beta$ -glucuronidase or *uidA* gene (GUS) which encodes an enzyme for which various chromogenic substrates are known; an R-locus gene, which encodes a product that regulates the production of anthocyanin pigments (red color) in plant tissues; a  $\beta$ -lactamase gene, which encodes an enzyme for which various chromogenic substrates are known (e.g., PADAC, a chromogenic

15 cephalosporin); a *xylE* gene which encodes a catechol dioxygenase that can convert chromogenic catechols; an  $\alpha$ -amylase gene; a tyrosinase gene which encodes an enzyme capable of oxidizing tyrosine to DOPA and dopaquinone which in turn condenses to form the easily detectable compound melanin; a  $\beta$ -galactosidase gene, which encodes an enzyme for which there are

20 chromogenic substrates; a luciferase (*lux*) gene, which allows for bioluminescence detection; or an aequorin gene, which may be employed in calcium-sensitive bioluminescence detection, or a green fluorescent protein gene (Niedz et al., 1995).

##### 5. Other Optional Sequences

25 An expression cassette of the invention can also further comprise plasmid DNA. Plasmid vectors include additional DNA sequences that provide for easy selection, amplification, and transformation of the expression cassette in prokaryotic and eukaryotic cells, e.g., pUC-derived vectors such as pUC8, pUC9, pUC18, pUC19, pUC23, pUC119, and pUC120, pSK-derived vectors,

30 pGEM-derived vectors, pSP-derived vectors, or pBS-derived vectors. The additional DNA sequences include origins of replication to provide for autonomous replication of the vector, additional selectable marker genes, preferably encoding antibiotic or herbicide resistance, unique multiple cloning

sites providing for multiple sites to insert DNA sequences or genes encoded in the expression cassette, and sequences that enhance transformation of prokaryotic and eukaryotic cells.

5    I.    DNA Delivery of the DNA Molecules into Host Cells

The present invention generally includes steps directed to introducing a preselected isolated DNA sequence, such as a preselected chimeric DNA sequence comprising cDNA, into a recipient cell to create a transformed plant cell. The frequency of occurrence of cells taking up exogenous (foreign) DNA is believed to be low. Moreover, it is most likely that not all recipient cells receiving DNA segments or sequences will result in a transformed cell wherein the DNA is stably integrated into the plant genome and/or expressed. Some may show only initial and transient gene expression. However, certain cells from virtually any dicot or monocot species may be stably transformed, and these cells regenerated into transgenic plants, through the application of the techniques disclosed herein.

The invention is directed to any plant species wherein the seed contains storage proteins that contain relatively low levels, or none, of at least one essential amino acid. Cells of the plant tissue source are preferably embryogenic cells or cell-lines that can regenerate fertile transgenic plants and/or seeds. The cells can be derived from either monocotyledons or preferably from dicotyledons. Suitable examples of plant species include wheat, rice, *Arabidopsis*, tobacco, maize, soybean, and the like. The preferred cell type is a monocotyledon cell such as a maize cell, which may be in a suspension cell culture or may be in an intact plant part, such as an immature embryo, or in a specialized plant tissue, such as callus, such as Type I or Type II callus.

Transformation of the cells of the plant tissue source can be conducted by any one of a number of methods known to those of skill in the art. Examples are: Transformation by direct DNA transfer into plant cells by electroporation (U.S. Patents 5,384,253 and 5,472,869, incorporated herein by reference; and direct DNA transfer to plant cells by microprojectile bombardment; U.S. Patents 5,489,520, 5,538,877 and 5,538,880, incorporated herein by reference). Methods such as microprojectile bombardment or electroporation can be carried out with

“naked” DNA where the expression cassette may be simply carried on any *E. coli*-derived plasmid cloning vector.

Monocots such as *Zea mays* and other cereals or grasses can be transformed via microprojectile bombardment of embryogenic callus tissue or 5 immature embryos, or by electroporation following partial enzymatic degradation of the cell wall with a pectinase-containing enzyme (U.S. Patents 5,384,253 and 5,472,869). For example, embryogenic cell lines derived from immature *Zea mays* embryos can be transformed by accelerated particle treatment as described by U.S. Patents 5,489,520, 5,538,877 and 5,538,880, cited 10 above. Excised immature embryos can also be used as the target for transformation prior to tissue culture induction, selection and regeneration as described in U.S. Patent application 08/112,245 and PCT publication WO 95/06128.

The choice of plant tissue source for transformation will depend on the 15 nature of the host plant and the transformation protocol. Useful tissue sources include callus, suspension culture cells, protoplasts, leaf segments, stem segments, tassels, pollen, embryos, hypocotyls, tuber segments, meristematic regions, and the like. The tissue source is selected and transformed so that it retains the ability to regenerate whole, fertile plants following transformation, 20 i.e., contains totipotent cells. Type I or Type II embryonic maize callus and immature embryos are preferred *Zea mays* tissue sources. Selection of tissue sources for transformation of monocots is described in detail in U.S. Patent application 08/112,245 and PCT publication WO 95/06128 (incorporated herein by reference).

25 The transformation is carried out under conditions directed to the plant tissue of choice. The plant cells or tissue are exposed to the DNA carrying the preselected DNA sequences for an effective period of time. Buffers and media used will also vary with the plant tissue source and transformation protocol. Many transformation protocols employ a feeder layer of suspended culture cells 30 (tobacco or Black Mexican Sweet, for example) on the surface of solid media plates, separated by a sterile filter paper disk from the plant cells or tissues being transformed.

A. Electroporation

Where one wishes to introduce DNA by means of electroporation, it is contemplated that the method of Krzyzek et al. (U.S. Patent No. 5,384,253, incorporated herein by reference) will be particularly advantageous. In this 5 method, certain cell wall-degrading enzymes, such as pectin-degrading enzymes, are employed to render the target recipient cells more susceptible to transformation by electroporation than untreated cells. Alternatively, recipient cells can be made more susceptible to transformation, by mechanical wounding.

To effect transformation by electroporation, one may employ either 10 friable tissues such as a suspension cell cultures, or embryogenic callus, or alternatively, one may transform immature embryos or other organized tissues directly. The cell walls of the preselected cells or organs can be partially degraded by exposing them to pectin-degrading enzymes (pectinases or pectolyases) or mechanically wounding them in a controlled manner. Such cells 15 would then be receptive to DNA uptake by electroporation, which may be carried out at this stage, and transformed cells then identified by a suitable selection or screening protocol dependent on the nature of the newly incorporated DNA.

B. Microprojectile Bombardment

20 A further advantageous method for delivering transforming DNA segments to plant cells is microprojectile bombardment. In this method, microparticles may be coated with DNA and delivered into cells by a propelling force. Exemplary particles include those comprised of tungsten, gold, platinum, and the like. Specific techniques for carrying out microprojectile bombardment 25 of monocots, including maize, are disclosed in U.S. Pat. Nos. 5,538,877 and 6,025,545.

An illustrative embodiment of a method for delivering DNA into maize 30 cells by acceleration is a Biolistics Particle Delivery System, which can be used to propel particles coated with DNA or cells through a screen, such as a stainless steel or Nytex screen, onto a filter surface covered with maize cells cultured in suspension. The screen disperses the particles so that they are not delivered to the recipient cells in large aggregates. It is believed that a screen intervening between the projectile apparatus and the cells to be bombarded reduces the size

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of projectile aggregate and may contribute to a higher frequency of transformation, by reducing damage inflicted on the recipient cells by an aggregated projectile.

For bombardment, cells in suspension are preferably concentrated on filters or solid culture medium. Alternatively, immature embryos or other target cells may be arranged on solid culture medium. The cells to be bombarded are positioned at an appropriate distance below the macroprojectile stopping plate. If desired, one or more screens are also positioned between the acceleration device and the cells to be bombarded. Through the use of techniques set forth herein one may obtain up to 1000 or more foci of cells transiently expressing a marker gene. The number of cells in a focus which express the exogenous gene product 48 hours post-bombardment often range from about 1 to 10 and average about 1 to 3.

In bombardment transformation, one may optimize the prebombardment culturing conditions and the bombardment parameters to yield the maximum numbers of stable transformants. Both the physical and biological parameters for bombardment are important in this technology. Physical factors are those that involve manipulating the DNA/microprojectile precipitate or those that affect the path and velocity of either the macro- or microprojectiles. Biological factors include all steps involved in manipulation of cells before and immediately after bombardment, the osmotic adjustment of target cells to help alleviate the trauma associated with bombardment, and also the nature of the transforming DNA, such as linearized DNA or intact supercoiled plasmid DNA. It is believed that pre-bombardment manipulations are especially important for successful transformation of immature embryos.

Accordingly, it is contemplated that one may wish to adjust various of the bombardment parameters in small scale studies to fully optimize the conditions. One may particularly wish to adjust physical parameters such as gap distance, flight distance, tissue distance, and helium pressure. One may also minimize the trauma reduction factors (TRFs) by modifying conditions which influence the physiological state of the recipient cells and which may therefore influence transformation and integration efficiencies. For example, the osmotic state, tissue hydration and the subculture stage or cell cycle of the recipient cells

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may be adjusted for optimum transformation. Results from such small scale optimization studies are disclosed herein and the execution of other routine adjustments will be known to those of skill in the art in light of the present disclosure.

5

II. Production and Characterization of Stable Transgenic Maize

After effecting delivery of a preselected DNA sequence to recipient cells by any of the methods discussed above, the next steps of the invention generally concern identifying the transformed cells for further culturing and plant 10 regeneration. As mentioned above, in order to improve the ability to identify transformants, one may desire to employ a selectable or screenable marker gene as, or in addition to, the expressible preselected DNA sequence. In this case, one would then generally assay the potentially transformed cell population by exposing the cells to a selective agent or agents, or one would screen the cells for 15 the desired marker gene trait.

A. Selection

An exemplary embodiment of methods for identifying transformed cells involves exposing the bombarded cultures to a selective agent, such as a metabolic inhibitor, an antibiotic, herbicide or the like. Cells which have been 20 transformed and have stably integrated a marker gene conferring resistance to the selective agent used, will grow and divide in culture. Sensitive cells will not be amenable to further culturing.

To use the *bar*-bialaphos or the EPSPS-glyphosate selective system, bombarded tissue is cultured for about 0-28 days on nonselective medium and 25 subsequently transferred to medium containing from about 1-3 mg/l bialaphos or about 1-3 mM glyphosate, as appropriate. While ranges of about 1-3 mg/l bialaphos or about 1-3 mM glyphosate will typically be preferred, it is proposed that ranges of at least about 0.1-50 mg/l bialaphos or at least about 0.1-50 mM glyphosate will find utility in the practice of the invention. Tissue can be placed 30 on any porous, inert, solid or semi-solid support for bombardment, including but not limited to filters and solid culture medium. Bialaphos and glyphosate are provided as examples of agents suitable for selection of transformants, but the technique of this invention is not limited to them.

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An example of a screenable marker trait is the red pigment produced under the control of the R-locus in maize. This pigment may be detected by culturing cells on a solid support containing nutrient media capable of supporting growth at this stage and selecting cells from colonies (visible aggregates of cells) 5 that are pigmented. These cells may be cultured further, either in suspension or on solid media. The R-locus is useful for selection of transformants from bombarded immature embryos. In a similar fashion, the introduction of the C1 and B genes will result in pigmented cells and/or tissues.

The enzyme luciferase is also useful as a screenable marker in the context 10 of the present invention. In the presence of the substrate luciferin, cells expressing luciferase emit light which can be detected on photographic or x-ray film, in a luminometer (or liquid scintillation counter), by devices that enhance night vision, or by a highly light sensitive video camera, such as a photon counting camera. All of these assays are nondestructive and transformed cells 15 may be cultured further following identification. The photon counting camera is especially valuable as it allows one to identify specific cells or groups of cells which are expressing luciferase and manipulate those in real time.

It is further contemplated that combinations of screenable and selectable 20 markers will be useful for identification of transformed cells. In some cell or tissue types a selection agent, such as bialaphos or glyphosate, may either not provide enough killing activity to clearly recognize transformed cells or may cause substantial nonselective inhibition of transformants and nontransformants alike, thus causing the selection technique to not be effective. It is proposed that 25 selection with a growth inhibiting compound, such as bialaphos or glyphosate at concentrations below those that cause 100% inhibition followed by screening of growing tissue for expression of a screenable marker gene such as luciferase would allow one to recover transformants from cell or tissue types that are not 30 amenable to selection alone. In an illustrative embodiment embryogenic Type II callus of *Zea mays* L. was selected with sub-lethal levels of bialaphos. Slowly growing tissue was subsequently screened for expression of the luciferase gene and transformants were identified. In this example, neither selection nor screening conditions employed were sufficient in and of themselves to identify transformants. Therefore it is proposed that combinations of selection and

screening will enable one to identify transformants in a wider variety of cell and tissue types.

B. Regeneration and Seed Production

The transformed cells, identified by selection or screening and cultured in an appropriate medium that supports regeneration, will then be allowed to mature into plants. Developing plantlets are transferred to soilless plant growth mix, and hardened, e.g., in an environmentally controlled chamber at about 85% relative humidity, about 600 ppm CO<sub>2</sub>, and at about 25-250 microeinsteins m<sup>-2</sup>•s<sup>-1</sup> of light. Plants are preferably matured either in a growth chamber or greenhouse. Plants are regenerated from about 6 weeks to 10 months after a transformant is identified, depending on the initial tissue. During regeneration, cells are grown on solid media in tissue culture vessels. Illustrative embodiments of such vessels are petri dishes and Plant Con®'s. Regenerating plants are preferably grown at about 19° to 28° C. After the regenerating plants have reached the stage of shoot and root development, they may be transferred to a greenhouse for further growth and testing.

Mature plants are then obtained from cell lines that are known to express the trait. If possible, the regenerated plants are self pollinated. In addition, pollen obtained from the regenerated plants is crossed to seed grown plants of agronomically important inbred lines. In some cases, pollen from plants of these inbred lines is used to pollinate regenerated plants. The trait is genetically characterized by evaluating the segregation of the trait in first and later generation progeny. The heritability and expression in plants of traits selected in tissue culture are of particular importance if the traits are to be commercially useful.

Regenerated plants can be repeatedly crossed to inbred maize plants in order to introgress the preselected DNA sequence into the genome of the inbred maize plants. This process is referred to as backcross conversion. When a sufficient number of crosses to the recurrent inbred parent have been completed in order to produce a product of the backcross conversion process that is substantially isogenic with the recurrent inbred parent except for the presence of the introduced preselected DNA sequence, the plant is self-pollinated at least once in order to produce a homozygous backcross converted inbred containing

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the preselected DNA sequence. Progeny of these plants are true breeding and the weight percentage of a particular amino acid in a plant part, e.g., the seeds, in the progeny are compared to the weight percentage of that amino acid in the recurrent parent inbred, in the field under a range of environmental conditions  
5 (see below). The determination of the weight percentage of an amino acid or amount of starch are well known in the art.

Alternatively, seed from transformed monocot plants regenerated from transformed tissue cultures is grown in the field and self-pollinated to generate true breeding plants.

10 Seed from the fertile transgenic plants is then evaluated for the presence and/or expression of the "transgene". Transgenic seed tissue can be analyzed for a substantial inhibition or stimulation in the production of the seed storage protein(s) using standard methods such as SDS polyacrylamide gel electrophoresis. A substantial inhibition of the production of the seed storage  
15 protein is a decrease in the weight percent of the seed storage protein, preferably of about 70-100% and more preferably about 80-100% over that normally present in a nontransformed seed. The weight percent of a seed storage protein or an amino acid is based upon the amount of that protein or amino acid present per total weight of all proteins or amino acids in the seed. The seed can also be  
20 evaluated for an increase in the weight percent of at least one amino acid essential in the diet of animals by standard methods. An increase in the weight percent of the target amino acid is preferably about 50-300%, and more preferably about 100-200%, over that normally present in the untransformed seed. While not in any way meant to limit the invention, the decrease in the  
25 expression in the target seed storage protein is generally accompanied by an increase in other seed storage proteins, or related proteins, having amino acids essential in the diet of animals.

Once a transgenic seed expressing the exogenous DNA sequence and having an increase in the weight percent of one or more of the amino acids  
30 essential in the diet of animals is identified, the seed can be used to develop true breeding plants. The true breeding plants are used to develop a line of plants with an increase in the weight percent of an amino acid essential in the diet of animals as a dominant trait while still maintaining other desirable functional

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agronomic traits. Adding the trait of increasing the weight percent of an amino acid essential in the diet of animals to agronomically elite lines can be accomplished by back-crossing with this trait and with those without the trait and studying the pattern of inheritance in segregating generations. Those plants 5 expressing the target trait in a dominant fashion are preferably selected. Back-crossing is carried out by crossing the original fertile transgenic plants with a plant from an inbred line exhibiting desirable functional agronomic characteristics while not expressing the trait of an increased weight percent of the target amino acid. The resulting progeny are then crossed back to the parent 10 not expressing the trait. The progeny from this cross will also segregate so that some of the progeny carry the trait and some do not. This back-crossing is repeated until the inbred line with the desirable functional agronomic traits, but without the trait of an increase in the weight percent of amino acid(s) essential in the diet of animals, which is expressed in a dominant fashion.

15 Subsequent to back-crossing, the new transgenic plants are evaluated for an increase in the weight percent of amino acid(s) essential in the diet of animals as well as for a battery of functional agronomic characteristics. These other functional agronomic characteristics include kernel hardness, yield, resistance to disease and insect pests, drought resistance, and herbicide resistance.

20 Plants that may be improved by these methods include but are not limited to processed plants (canola, potatoes, tomatoes, lupins, sunflower and cottonseed), forage plants (alfalfa, clover and fescue), and, preferably, the grains (maize, wheat, barley, oats, rice, sorghum, millet and rye). The plants or plant parts may be used directly as feed or food or the amino acid(s) may be extracted 25 for use as a feed or food additive.

C. Determination of Stably Transformed Plant Tissues

To confirm the presence of the preselected DNA sequence in the regenerating plants, or seeds or progeny derived from the regenerated plant, a variety of assays may be performed. Such assays include, for example, 30 "molecular biological" assays well known to those of skill in the art, such as Southern and Northern blotting and PCR; "biochemical" assays, such as detecting the presence of a protein product, e.g., by immunological means (ELISAs and Western blots) or by enzymatic function; plant part assays, such as

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leaf, seed or root assays; and also, by analyzing the phenotype of the whole regenerated plant.

Whereas DNA analysis techniques may be conducted using DNA isolated from any part of a plant, RNA may only be expressed in particular cells or tissue types and hence it will be necessary to prepare RNA for analysis from these tissues. PCR techniques may also be used for detection and quantitation of RNA produced from introduced preselected DNA segments. In this application of PCR it is first necessary to reverse transcribe RNA into DNA, using enzymes such as reverse transcriptase, and then through the use of conventional PCR techniques amplify the DNA. In most instances PCR techniques, while useful, will not demonstrate integrity of the RNA product. Further information about the nature of the RNA product may be obtained by Northern blotting. This technique will demonstrate the presence of an RNA species and give information about the integrity of that RNA. The presence or absence of an RNA species can also be determined using dot or slot blot Northern hybridizations. These techniques are modifications of Northern blotting and will only demonstrate the presence or absence of an RNA species.

While Southern blotting and PCR may be used to detect the preselected DNA segment in question, they do not provide information as to whether the preselected DNA segment is being expressed. Expression may be evaluated by specifically identifying the protein products of the introduced preselected DNA sequences or evaluating the phenotypic changes brought about by their expression.

Assays for the production and identification of specific proteins may make use of physical-chemical, structural, functional, or other properties of the proteins. Unique physical-chemical or structural properties allow the proteins to be separated and identified by electrophoretic procedures, such as native or denaturing gel electrophoresis or isoelectric focusing, or by chromatographic techniques such as ion exchange or gel exclusion chromatography. The unique structures of individual proteins offer opportunities for use of specific antibodies to detect their presence in formats such as an ELISA assay. Combinations of approaches may be employed with even greater specificity such as Western blotting in which antibodies are used to locate individual gene products that have

been separated by electrophoretic techniques. Additional techniques may be employed to absolutely confirm the identity of the product of interest such as evaluation by amino acid sequencing following purification. Although these are among the most commonly employed, other procedures may be additionally  
5 used.

Very frequently the expression of a gene product is determined by evaluating the phenotypic results of its expression. These assays also may take many forms including but not limited to analyzing changes in the chemical composition, morphology, or physiological properties of the plant. Chemical  
10 composition may be altered by expression of preselected DNA segments encoding storage proteins which change amino acid composition and may be detected by amino acid analysis.

III. Increasing the Weight Percent of at Least One Amino Acid Essential to  
15 the Diet of Animals.

The present invention is directed to increasing the amount of an amino acid essential to the diet of animals in a transgenic plant or seed over that normally present in the corresponding nontransformed (nontransgenic) plant or its seed. Plant cells are stably transformed with a preselected DNA sequence  
20 comprising a PBF gene or subunit thereof that encodes a proline box binding factor peptide or a functional subunit thereof. The PBF peptide or subunit thereof is expressed in the endosperm in an amount that is effective to alter the seed storage profile of the transgenic plant and its seed, and to thus beneficially alter the amino acid profile of the plant. The transformed cells are used to  
25 regenerate fertile transgenic plants and seeds. The DNA sequence is thus expressed in the seeds in an amount effective to enhance the production of a desirable seed storage protein, while preferably inhibiting the production of a second target seed storage protein deficient in the amino acid. The increase in the weight of a minor seed storage protein high in essential amino acids, coupled  
30 with the decrease in the seed storage protein deficient in the essential amino acid results in an increase in the weight percent of the target amino acids, preferably essential amino acids, present in other proteins in the transgenic seed over that normally present in the nontransformed seed.

In a preferred embodiment, monocot cell line such as a maize cell line is transformed with an expression vector comprising a preselected DNA sequence encoding all or a functional subunit of a PBF peptide, wherein said PBF peptide binds to the promoter regions of the 22 kD  $\alpha$ -zein gene and the promoter region 5 of the 27-kD  $\gamma$ -zein gene, so as to enhance the production of  $\gamma$ -zein and lower the production of the  $\alpha$ -zein. Preferably the PBF peptide or subunit is also expressed in an amount sufficient to bind to the 15 kD zein promoter and increase the level of 15 kD zein in the seed. The expression vector preferably further comprises at least one selectable marker gene. The maize cell line is 10 transformed by microprojectile bombardment and transformants are initially selected by growth in the presence of an agent which is present at levels which inhibit the growth of the corresponding nontransformed cells. Transformants are further characterized for the presence or expression of the preselected DNA sequence by polymerase chain reaction (PCR) or reverse transcriptase (RT-PCR) 15 analysis. Transformed maize cell lines having the preselected DNA sequence are used to regenerate fertile transgenic plants by the method as described in PCT publication WO 95/06128. The fertile transgenic plants are self-pollinated or crossed to a second plant variety, and the transgenic seeds are characterized for the stimulation of production of a 27 kD  $\gamma$ -zein and/or the 15 kD zein and the 20 inhibition of production of a 22 kD  $\alpha$ -zein protein by quantitative Western blot and for an increase in the weight percent of at least one amino acid essential to the diet of animals, such as lysine or methionine.

The invention will be described by reference to the following detailed examples.

25

#### EXAMPLE 1

##### Cloning of PBF cDNA

A reverse transcriptase-PCR approach was used to isolate Dof-encoding cDNAs from maize endosperm. An oligo(dT) tag primer [5'-  
30 GTCGACTCTAGAGGATCC(T)<sub>12</sub>-3'] was used to prime first-strand cDNA synthesis from poly(A)-selected 18-DAP maize endosperm mRNA. The tag primer and two primers derived from conserved residues in the Dof domain (see

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Figure 3) were subsequently used in nested PCR amplifications of endosperm cDNA.

DNA sequencing of the amplified products revealed that the primary product contained a Dof-related sequence. This gene fragment was then used as  
5 a probe to screen approximately  $1 \times 10^6$  plaques of a cDNA library prepared from maize developing endosperm mRNA (M. J. Aukerman et al., *Genes Dev.*, 5, 310 (1991)). Using either standard or reduced stringency hybridization conditions, 20 hybridizing plaques were identified. Eight of these were plaque-purified and determined by restriction mapping and DNA sequencing to  
10 represent the same PBF cDNA.

The sequence of this cDNA (deposited in GenBank, accession number U82230) exhibited a high degree of amino acid identity (75-80%) with other Dof domain sequences, but is distinct from previously identified maize Dof genes. Outside of the Dof domain, the maize endosperm Dof protein shared no  
15 significant amino acid similarity with other Dof proteins. However, the cloned cDNA did show complete sequence identity with a maize EST isolated from an endosperm cDNA library (GenBank accession number T23343).

## EXAMPLE 2

20 Expression of PBF cDNA in *E. coli*

For expression of PBF in *Escherichia coli*, the entire PBF cDNA was first cloned into pBluescript KS. The 1,197-bp *NcoI-BamHI* fragment from this plasmid, with the *NcoI* site spanning the start codon, was inserted into *NcoI+* *BamHI*-digested pET-11d (Novagen) and transformed into *E. coli* strain  
25 BL21(D3). Overnight cultures harboring either the recombinant PBF clone or the pET-11d vector without insert were diluted 1:10 in Luria-Bertani medium and grown for 3 hr at 37°C. PBF expression was then induced with 1 mM isopropyl β-D-thiogalactoside from the phage T7 promoter for 1 hr at 30°C. Cells carrying the pET-11d vector with no insert were similarly induced.  
30 Bacterial extracts were prepared by pelleting the cells, sonicating in the presence of lysis buffer (10 mM Hepes, pH 7.9/50 mM KCl/1 mM EDTA/ 1 mM DTT/ 0.1 mM phenylmethylsulfonyl fluoride/05. mg/ml leupeptin/ 2 mg/ml aprotinin/10% glycerol) and freezing at -70°C. Five micrograms of total protein

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from the bacterial extracts was incubated in binding buffer with labeled probes in DNA binding assays.

### EXAMPLE 3

5

#### DNA-Binding Activity of Recombinant PBF

DNA binding assays were performed essentially as described in R. J. Schmidt et al., *Plant Cell*, 4, 689 (1992). Three micrograms of protein from endosperm nuclear extracts were incubated in binding buffer at room temperature for 10 min, followed by the addition of  $1 \times 10^5$  cpm  $^{32}\text{P}$ -labeled 10 double-stranded DNA probes and incubation at room temperature 20 min. Bound complexes were resolved on nondenaturing 4% polyacrylamide gels in  $0.25 \times \text{TBE}$  (90 mM Tris/64.6 mM boric acid/2.5 mM EDTA, pH 8.3) at 4°C, dried onto Whatman 3MM paper, and autoradiographed.

When the cloned cDNA was expressed in *E. coli* and bacterial lysates 15 were tested in electrophoretic mobility-shift assays, the cloned Dof protein specifically bound to the P-box in a manner identical to that observed with endosperm nuclear extracts. The maize Dof protein in the bacterial extracts bound with high affinity to the wild-type P-box probe and demonstrated dramatically increased binding affinity when incubated with the probe 20 containing a tetramer of the P-box core sequence. Similarly, the expressed protein did not bind to the probe where the AAAG sequence motif had been mutated to AgAc. When incubated with the probe containing a mutated TGT sequence, the binding activity of the cloned protein to the probe was reduced in a manner similar to that observed for the endosperm nuclear factor. These results 25 indicate that the cloned maize endosperm Dof cDNA encodes a P-box binding protein that mimics the binding activity of the maize nuclear factor. This protein was therefore named prolamin box binding factor, or PBF.

### EXAMPLE 4

30

#### PBF mRNA Expression in Endosperm

Because both zein gene expression and the interactions between nuclear factors and the P-box appear to be specific to the endosperm, the expression of

-30-

PBF might be expected to be endosperm-specific. The spatial distribution of PBF gene expression was examined among each of the major maize organs.

Total RNA was isolated as described by K. C. Cone et al., PNAS USA, 83, 9631 (1986) from maize wild-type tissues (inbred Oh43) or mutant 5 endosperm homozygous for the *o2-R* null allele in an Oh43 background (M. J. Aukerman et al., Genes Dev., 5, 310 (1991)). RNAs were prepared from 4-day-old seedling roots, expanding leaves (leaf 10), 1.5-cm immature ears, 1.5-cm immature tassels, 18-DAP embryos, and developing endosperms at 5, 8, 10, 12, 14, 15, 18, 21, and 25 DAP. RNA gel blots were prepared from 10 µg of total 10 RNA, hybridized to random primer-labeled probes, and washed as described in M. Mena et al., Science, 274, 1537 (1996). The following gel-purified restriction fragments were used as probes: 720-bp *XbaI-SpeI* restriction fragment from the cloned PBF cDNA, the entire *O2* cDNA (R. J. Schmidt, cited above), and a 653-bp *PstI-SacI* fragment from the plasmid pSKUBI carrying the 15 maize ubiquitin cDNA (A. H. Christensen et al., Plant Mol. Biol., 12, 619 (1989)).

PBF mRNA was only detected in RNA samples isolated from endosperm tissue. The temporal accumulation of PBF expression during endosperm development was then investigated. PBF expression was first detected at 10 20 DAP, continued to increase with a peak of 15 DAP, and was maintained throughout the remainder of endosperm development. This profile of expression paralleled that observed for the *O2* gene and is consistent with both *O2* and PBF being present at significant levels in maize endosperm 1-2 days before the expression of zein gene mRNA, which begins around 12 DAP. PBF expression 25 was also observed to be unaffected by null mutations in *O2*, which demonstrates that PBF expression is not regulated by *O2* activity.

#### EXAMPLE 5

Transient gene expression assays by microprojectile bombardment  
30 of developing barley endosperms

The functional relevance of the interaction observed *in vitro* between BPBF and the P-box motif was investigated *in vivo* by assessing the effect of BPBF on the expression of representative B-hordein promoter by transient

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expression assays in co-bombarded barley endosperms. Figure 6(a) depicts the structure of the reporter and effector constructs generated for this study.

The proximal promoter region of the B1 hordein gene represented by the pBHR184 genomic clone (B. G. Forde et al., *Nucl. Acids Res.*, **13**, 7327 (1985)) was amplified from barley cv. Bomi total DNA with the primers Bhorf (5'-GC GGCCGCATTCGATGAGTCATGTCATG-3') and Bhorr (5'-GG ATCCGGTGGATTGGTGTAAACG-3'). The 560 bp resulting PCR fragment carried flanking 5' *NotI* and 3' *BamHI* sites that were introduced by the PCR primers (underlined). PCR-generated restriction enzyme sites were used to clone this promoter fragment into pBluescript SK and to subsequently obtain its transcriptional fusion with the  $\beta$ -glucuronidase reporter gene (GUS; Jefferson, *Plant Mol. Biol. Rep.*, **5**, 38 (1987)) followed by the 3'-nos terminator, resulting in the pBhor plasmid. To generate the reporter construct pBhor\*, the internal *XbaI-HpaI* portion of this promoter was replaced by the same fragment with a mutated P-box motif. The P-box sequence 5'-AAAG-3' was changed to 5'-AgAc-3' using the recombinant PCR approach described above. In this case, the two external primers were Bhorf and Bhorr, and the two internal overlapping primers were the mtP-box oligonucleotides described in Fig. 5(a) of M. Mena et al., *Plant J.*, **16**; 53 (1998).

Effector constructs were derived from the plasmid p35IN, harboring the CaMV35S promoter followed by the first intron of the maize *AdhI* gene and the 3'-nos terminator in a pBluescript vector. The pBPBF plasmid contained the 1230 bp *ExoRI-XhoI* barley *Pbf* cDNA fragment that spans the whole barley *Pbf* coding region (Mena et al., cited above). The mutant barley *Pbf* cDNA fragment included in plasmid pGST-mtBPBF was released by *BamHI* and *Sall* digest and inserted into p35IN to obtain the pBPBF\* plasmid.

Particle bombardment was carried out with a biolistic helium gun device (DuPont PSD-1000) according to Klein et al., *Biotechnology*, **6**, 559 (1988). DNA-coated gold particles were prepared by mixing 18  $\mu$ l of gold suspension (60 mg ml<sup>-1</sup>; 1.0  $\mu$ m in size), 2  $\mu$ l (2  $\mu$ g) of Quiagen prepared plasmid, 25  $\mu$ l of 2.5 M  $\text{CaCl}_2$  and 10  $\mu$ l of 0.1 M spermidine. In all cases, 1  $\mu$ g of the reporter plasmid was included, and for co-transfections, the reporter was combined with the effector plasmid at 1:1 molar ratio. After vortexing for 1 min, the mixture

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was incubated on ice for at least 2 min, washed twice with ethanol and finally resuspended in 50 µl of ethanol. For bombardment, rupture disks of 1100 p.s.i. were used and 7 µl of particles, dispersed by brief sonication, were spotted onto macro-carriers. The distance between macro-carrier and sample was set at 6 cm.

5 Barley developing endosperms of approximately 18 d.a.p. were collected from plants grown in the greenhouse at 18°C under constant illumination. After a surface sterilization, endosperms were manually isolated and placed on half-strength MS medium supplied with sucrose (15 g l<sup>-1</sup>) and containing 0.4% of Phytagel. Endosperms were shot in sets of five and then incubated at 25°C for  
10 24 h. GUS expression was determined by histochemical staining for 16 h according to Jefferson, cited above. Blue spots were counted under a dissecting microscope and the GUS activity in each assay was expressed as the mean value of blue spots per endosperm. Results from our laboratory had previously shown that this measure of GUS activity directly correlated with fluorometrically  
15 quantitated GUS activity per mg of protein, with a correlation coefficient of 0.96 (Vicente-Carbajosa et al., *Plant J.*, **13**, 629 (1998)).

As represented in Figure 6(b) co-transfection of pBhor and pBPBF resulted in about an eightfold increase in GUS activity over that directed by the pBhor alone. No transactivation by pBPBF was observed from the pBhor\* reporter, indicating that barley PBF mediates activation of this B-hordein promoter through the wild-type P-box. In addition, the mutation of the P-box site introduced at the pBhor\* plasmid resulted in the loss of detectable transcriptional activity of the *Hor2-184* promoter in the endosperm, indicating that this mutation also disrupts the transactivation elicited by the endogenous factor(s) that bind to this site. As shown in Figure 6(b), the pBPBF\* effector plasmid that expressed the same mutant protein (Cys<sup>41</sup>→Ser<sup>41</sup>), previously found to be defective for *in vitro* DNA-binding, was also unable to transactivate GUS expression from the reporter pBhor. Taken together, these results strongly support a role of the barley PBF in the positive activation of hordein gene  
30 expression.

All publications, patents and patent documents cited hereinabove are incorporated by reference herein.

**WHAT IS CLAIMED IS:**

1. A transgenic monocot plant comprising a recombinant PBF gene that is expressed so as to increase the methionine and/or lysine content of the seeds of said plant over said content in the seeds of the corresponding plant that lacks said gene, wherein said corresponding plant was used to prepare said transgenic plant,  
5 or an ancestor of said transgenic plant.
2. A transgenic monocot plant comprising an isolated DNA sequence, operably linked to a promoter, which is expressed to yield a prolamin box binding factor peptide (PBF) that binds to the promoter regions of the 22-kD  $\alpha$ -zein and 27-kD  $\gamma$ -zein genes, so as to enhance the production of  $\gamma$ -zein, and  
10 lower the production of  $\alpha$ -zein, so that the methionine and lysine content of the seeds of said plant is increased over the content in the seeds of the corresponding untransformed (native) maize plant.
- 15 3. The plant of claim 1 or 2 wherein the total protein content of the transgenic plant is not substantially different than that of the native plant.
4. The monocot plant of claim 1 or 2 which is maize.
- 20 5. The plant of claim 1 or 2 wherein the PBF binds to the P-box DNA sequence 5'-TGTAAAG-3'.
6. The plant of claim 5 wherein the PBF further binds to an AAAG site adjacent (3') to the O2-box in the  $\alpha$ -zein gene promoter region.  
25
7. The monocot plant of claim 1 or 2 which also exhibits increased levels of 15-kD zein.
8. Seed from the plant of claim 1 or 2.

1/3

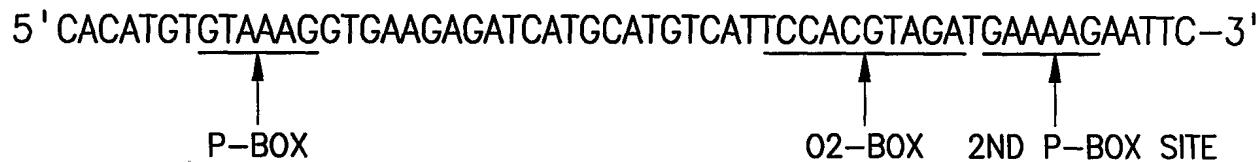


FIG. 1

CEREAL/GENE	PROLAMIN BOX SEQUENCE	LOCATION
Maize		
22-kD Zein	ACATGTGTAAAGGTGAA	-330
19-kD Zein	ACATGTGTAAAGGTATT	-326
15-kD Zein	TGACATGTAAAGTTGAT	-210
27-kD Zein	TGACGTGTAAAGTAAAT	-352
10-kD Zein	AGAGGTGTAAATGGTAC	-542
Coix		
α-Coixin	ACGTATGTAAAGGTGAA	-330
Sorghum		
γ-Kafirin	TGACGTGTAAAGGTGAA	-339
Barley		
B-Hordein	TGACATGTAAAGTGAAT	-300
C-Hordein	TGTAGTGTAAAGTAAAA	-317
γ-Hordein	TGAGATGTAAAGTGAAT	-297
D-Hordein	TGTTTGCAAAGCTCCA	-242
Wheat		
α-Gliadin	TGAGCTGTAAAGTGAAT	-315
LMW-Glutelin	TGACATGTAAAGTTAAT	-303
HMW-Glutelin	TGTTTGCAAAGCTCCA	-242
Rye		
α-Secalin	TGTAGTGTAAAGTAAAA	-319
Oat		
Avenin	TGACATGTAAAGCGAAA	-326
Rice		
GluB-Glutelin	TGCCATGTAAAGATGAC	-458

FIG. 2

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PBF            Cys-Cys ..... Klas Finger ..... Cys-Cys  
CPRCDSNNTKFCYYNNYSMSQPRYFCKACRRYWTHGGTLRNVPIGGGCRK

OBP1            \*\*\*\*\*S\*\*\*\*\*nf\*\*\*\*h\*\*\*\*\*D\*\*\*V\*\*\*t\*\*

MTBBF1          \*\*\*\*N\*t\*\*\*\*\*1T\*\*\*\*\*G\*\*\*\*\*e\*\*S\*\*\*\*\*V\*\*ss\*\*

MNB1A           \*\*\*\*a\*rD\*\*\*\*\*nt\*\*\*\*h\*\*\*G\*\*\*\*\*K\*\*\*\*\*V\*\*\*t\*\*  
                    - - - - >                   - - - - >

ZMDOF2           \*\*\*\*q\*rD\*\*\*\*\*nt\*\*\*\*h1\*\*S\*\*\*\*\*K\*\*S\*\*\*\*\*V\*\*\*t\*\*

ZMDOF3           \*\*\*\*\*t\*\*\*\*\*F\*\*\*\*1T\*\*\*h\*\*R\*\*\*\*\*R\*\*A\*\*\*\*\*V\*\*\*y\*R

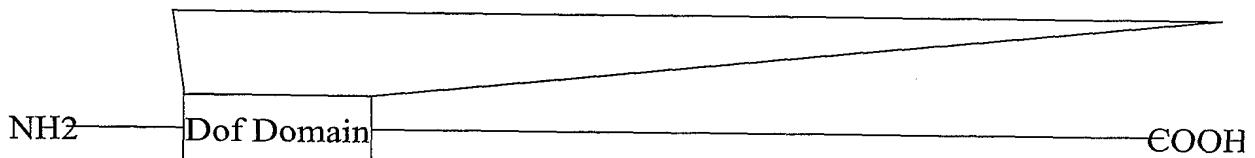


FIG. 3

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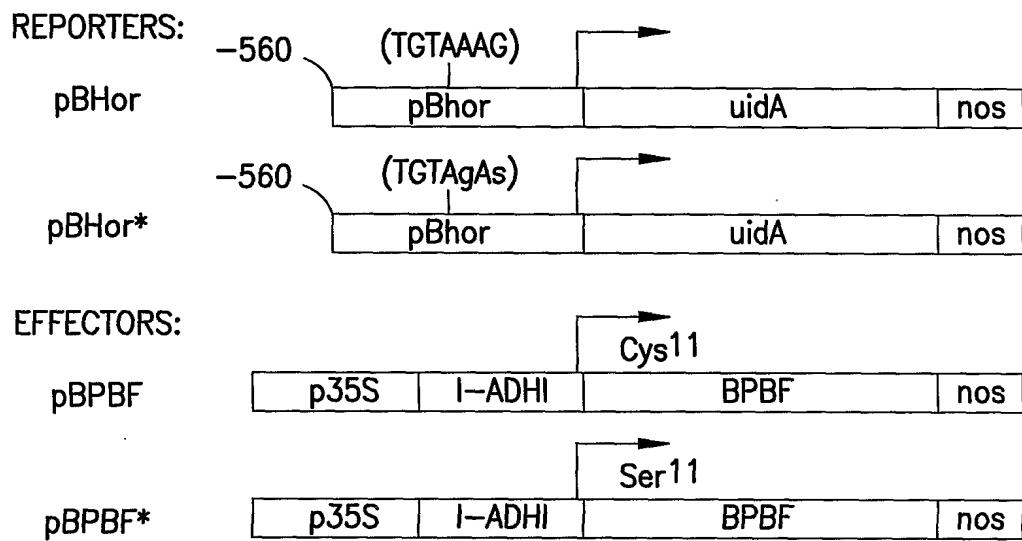


FIG. 4A

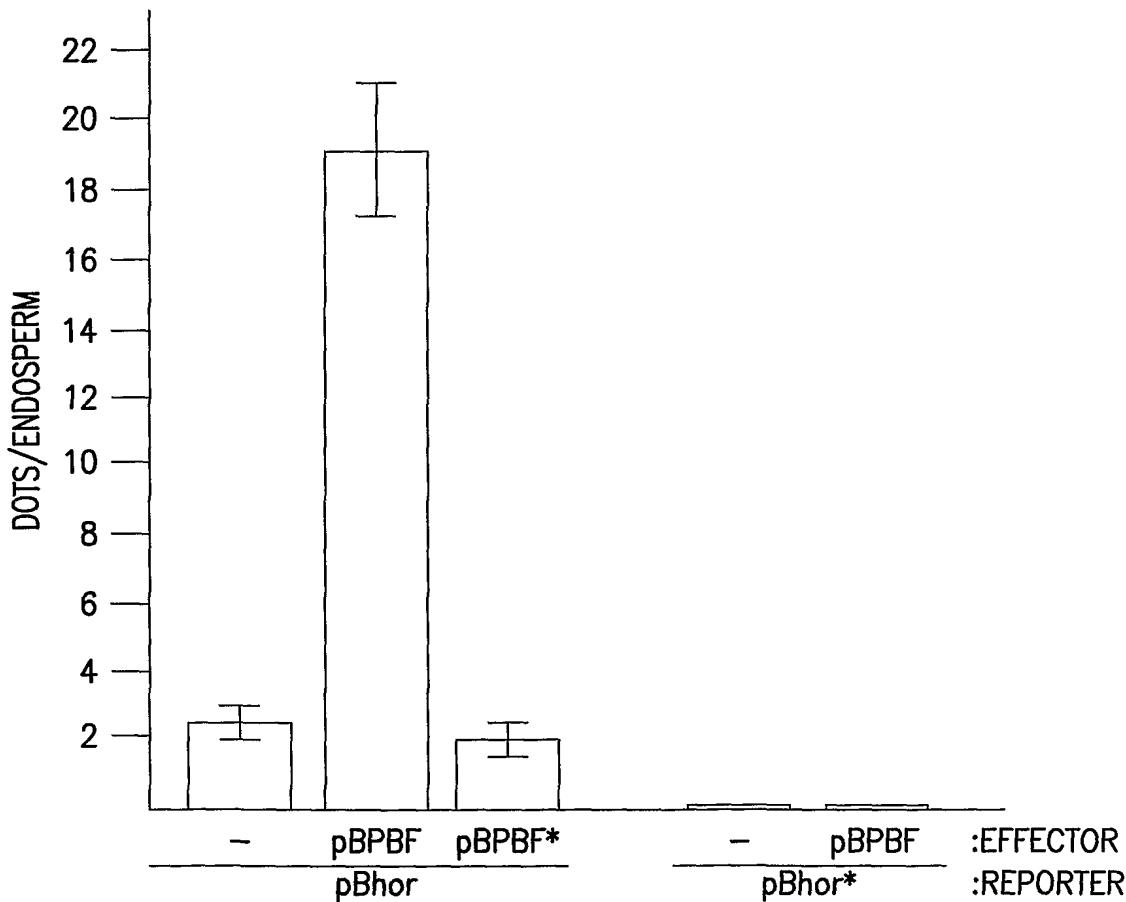


FIG. 4B

SUBSTITUTE SHEET (RULE 26)

## SEQUENCE LISTING

<110> Regents of the University of California  
5 Schmidt, Robert J.

<120> Modification of seed protein quality by over-expression of the PBF gene

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Arg Lys

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20&lt;222&gt; (1) . . . (29)

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&lt;400&gt; 25

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## INTERNATIONAL SEARCH REPORT

I	nternational Application No PCT/US 00/35185
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## A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 C12N15/29 C12N15/82 A01H5/00 A01H5/10

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C12N C07K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, BIOSIS

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	MENA MONTANA ET AL: "An endosperm-specific DOF protein from barley, highly conserved in wheat, binds to and activates transcription from the prolamin-box of a native B-hordein promoter in barley endosperm." PLANT JOURNAL, vol. 16, no. 1, October 1998 (1998-10), pages 53-62, XP002165470 ISSN: 0960-7412 cited in the application page 57 -page 61 ----- -/-	1-3,5-8
Y		4

 Further documents are listed in the continuation of box C. Patent family members are listed in annex.

## ° Special categories of cited documents :

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- \*O\* document referring to an oral disclosure, use, exhibition or other means
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- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
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- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- \*&\* document member of the same patent family

Date of the actual completion of the international search

2 May 2001

Date of mailing of the international search report

05/06/2001

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2  
 NL - 2280 HV Rijswijk  
 Tel. (+31-70) 340-2040, Tx. 31 651 epo nl,  
 Fax: (+31-70) 340-3016

Authorized officer

Kania, T

## INTERNATIONAL SEARCH REPORT

I	nternational Application No PCT/US 00/35185
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## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	VICENTE-CARBAJOSA JESUS ET AL: "A maize zinc-finger protein binds the prolamin box in zein gene promoters and interacts with the basic leucine zipper transcriptional activator Opaque2." PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES, vol. 94, no. 14, 1997, pages 7685-7690, XP002165471 1997 ISSN: 0027-8424 the whole document ---	4
A	US 5 508 468 A (LUNDQUIST RONALD C ET AL) 16 April 1996 (1996-04-16) cited in the application example 2 ---	1-8
A	US 5 990 384 A (SENGUPTA-GOPALAN CHAMPA ET AL) 23 November 1999 (1999-11-23) the whole document ---	1-8
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A	WANG Z ET AL: "Modulation of gene expression by DNA-protein and protein-protein interactions in the promoter region of the zein multigene family" GENE, NL, ELSEVIER BIOMEDICAL PRESS. AMSTERDAM, vol. 223, no. 1-2, 26 November 1998 (1998-11-26), pages 333-345, XP004153605 ISSN: 0378-1119 the whole document -----	1-8

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Information on patent family members

International Application No

PCT/US 00/35185

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US 5508468	A	16-04-1996	US 5484956 A US 5780708 A US 6160208 A CA 2074355 A CN 1054170 A, B HU 62931 A WO 9110725 A US 6025545 A US 5990390 A US 5554798 A RU 2114911 C US 5538880 A US 6013863 A US 5538877 A ZA 9100342 A	16-01-1996 14-07-1998 12-12-2000 23-07-1991 04-09-1991 28-06-1993 25-07-1991 15-02-2000 23-11-1999 10-09-1996 10-07-1998 23-07-1996 11-01-2000 23-07-1996 30-09-1992
US 5990384	A	23-11-1999	NONE	